

SAO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

U.S. DISTRICT COURT FOR THE

District of

MASSACHUSETTS

ITV DIRECT, INC.

SUMMONS IN A CIVIL CASE

V.

HEALTHY SOLUTIONS, L.L.C., ET AL.,

AND

CASE NUMBER:

04 CV 10421 JLT

CAPPSEALS, INC.,

V.

HEALTHY SOLUTIONS, L.L.C., ET AL.

TO: (Name and address of Defendant)

Direct Fulfillment LLC
100 Cummings Center
Unit 139F
Beverly, MA 01915

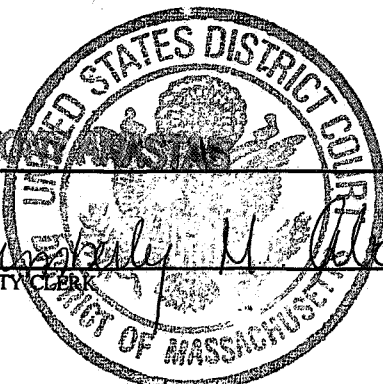
YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Daniel J. Kelly, Esq.
Gadsby Hannah LLP
225 Franklin Street
Boston, MA 02110

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK


(By) DEPUTY CLERK



DATE

April 14, 2004

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>April 15 2004 at 3:00 PM</u>	
NAME OF SERVER (PRINT) <u>Gerson Nogueira</u>	TITLE <u>Process Server</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input checked="" type="checkbox"/> Other (specify): <u>Service was made on Sunny Badire as legal clerk at Direct Fulfillment LLC located at 100 Cummings Center, Suite 129F, Beverly, MA 01915</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>April 15, 2004</u> Date</p> <p style="text-align: right;">Signature of Server <u><i>[Signature]</i></u></p> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 20px;"> <div style="text-align: center;">  </div> <div style="text-align: center;"> <u>27 Glen St Stamford MA 06902</u> Address of Server </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AFFIDAVIT OF SERVICE

State of Massachusetts

County of DISTRICT OF MASSACHU

Usd Court

Case Number: 04CV10421JLT

Plaintiff:

ITV DIRECT, INC.,

vs.

Defendant:

**HEALTHY SOLUTIONS, L.L.C., ET AL., AND CAPPSEALS,
INC., HEALTHY SOLUTION, L.L.C., ET AL.**

For:

Gadsby, Hannah, LLP
225 Franklin Street
Boston, MA 02110

Received by STOKES & LEVIN, LLP to be served on **DIRECT FULFILLMENT, LLC 100
CUMMINGS CENTER, UNIT 139F, BEVERLY, MA 01915.**

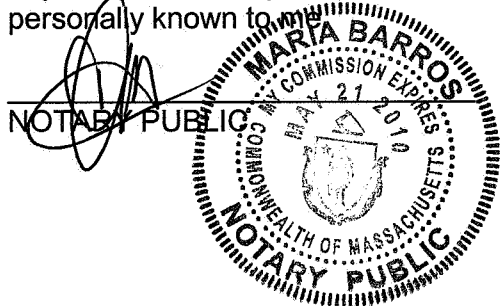
I, GERSON MACIEL, being duly sworn, depose and say that on the **15th day of April, 2004 at 3:00
pm, I:**

Served the within named corporation by delivering a true copy of the **Summons and Complaint** with
the date and hour of service endorsed thereon by me to SUNNY BADORE as LEGAL CLERK of the
within named corporation, in compliance with State Statutes.

Description of Person Served: Age: 40, Sex: F, Race/Skin Color: White, Height: 5'7, Weight: 160,
Hair: Brown, Glasses: N

I certify that I am over the age of 18 and have no interest in the above action.

Subscribed and Sworn to before me on the 16th
day of April, 2004 by the affiant who is
personally known to me




GERSON MACIEL
Process Servers/Constable

STOKES & LEVIN, LLP
27 Glen Street
Suite 9 B
Stoughton, MA 02072
(781) 341-8390
Our Job Serial Number: 2004001182
Ref: 04CV10421JLT
Service Fee: _____